

**Helen F. Dalton & Associates, P.C.**

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HONORABLE JUDGE JOANNA SEYBERT

UNITED STATES DISTRICT JUDGE

EASTERN DISTRICT OF NEW YORK

Alfonse M. D'Amato Federal Building

United States District Court

100 Federal Plaza

P.O. Box 9014

Central Islip, NY 11722

January 19, 2012

Re: *Abel Montoya et. al. v. Russo Brothers et al.*

Index # 10-CV-4625

Dear Judge Seybert,

Our firm represents both Plaintiffs in this action. As per Your Honor's Order, I am submitting this letter on behalf of both Plaintiffs and Defendants. We have reached this settlement agreement after discovery on this case has been completed. As per our calculations, Plaintiffs' actual damages were: Elvis Escobar was owed \$11,261 and Plaintiff Abel Montoya was owed \$25,539. Defendants always refuted these numbers, stating that the actual hours Plaintiffs worked were less than the claimed hours. The agreement was reached at \$30,000 (thirty thousand) that represents over 80 % of actual damages claimed by Plaintiffs. Both Plaintiffs and Defendants, including their counsel, believe that this agreement is fair.

Sincerely,

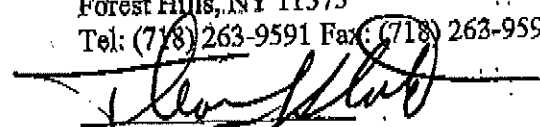

Roman Ayshalumov (RA 5508)

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